

LETTERHEAD

ODP-0-1059

2 AUG 1980

General Services Administration (CPEP)
Washington, D. C. 20405

Dear Sir:

Comments were solicited recently on proposed changes to the Federal Procurement Regulations (FPR) and Federal Property Management Regulations (FPMR) involving the procurement management of automatic data processing (ADP) by Federal agencies. The attachment represents the position of this Agency's ADP management as well as its procurement and contracting components.

101
[REDACTED]
Chief, Management Staff
Office of Data Processing

STATINTL

Attachment: Ltr. to VR/GSA,
dtd. 4 Aug. 1980

ODP/MS/EEB:jal/(6Aug1980)(4011)

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LETTERHEAD

4 AUG 1980

MEMORANDUM FOR: Mr. Philip G. Read, Chairman
Interagency Procurement Policy Committee
General Services Administration (VR)

STATINTL FROM:

[REDACTED]
Chief, Procurement Management Staff
Office of Logistics

SUBJECT: Revisions to FPR and FPMR re ADP Procurement Management

REFERENCE: Memo dated 28 May 1980 from Director, FPRD

1. Forwarded as an attachment are comments on the proposed changes to the FPR and FPMR concerning procurement management of ADP by Federal agencies. The comments represent the combined positions of this Agency's ADP management and of its procurement and contracting activities.

2. We appreciate this chance to review and to comment on the proposed revisions. Should you have questions concerning these comments please feel free to call me at 281-8167.

[REDACTED] STATINTL

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Att

OL O 3553(a)

Review of Changes to FPMR 101.35.2 and FPR 1-4.11 Relating to ADP Management and Procurement.

Comments on FPR 1-4.11

- 1101-(b)(i)(ii)(iii) and (c) have to be read in light of 1109-18; suggest that (b) merely reference applicability to contractor ADPE procurements in certain situations and put all specifics in 1109-18.
- 1101(c) What criteria are to be used for "principal purpose" test? e.g., cost? mission? etc?
- Who decides whether commercially available ADP items are severable from overall requirements - e.g., ADP management, program manager, CO Agency Head?
- Last sentence seems unclear.
- 1102.2 (a) Includes specially developed software - conflicts with 1101 which states that 1-4.11 applies to commercial available software.
- 4th line - data should be "database," should define firmware.
- (b) Delete "packages" in second sentence - unnecessary and confusing.
- 1102-13 Should be clarified to show that although not part of the bid price may have cost impact on proposal if offered. Also, since all offered items must be evaluated won't the bidder who does not offer the optional features have a competitive advantage over the bidders who do furnish the info?
- 1102-15 Unrestrictive specifications should be deleted - has no meaning - should address minimum needs.
- 1104 Should be revised to address specially developed software.
- 1104-2 Also contains software discrepancy.
- 1108 Should reference 1109-4 and 1103-4.
- 1109-5 Seems ambiguous. Does the exception ("except for FSC group 70...etc...") refer to the beginning of the clause ("The provisions of Subpart 1-3.6,

Small purchases, apply...) or to the later restriction to "not exceed \$10,000"? Put another way the clause can be interpreted to mean either of the following:

- 1) Small purchase procedures do not apply to FSC group 70 procurements under \$10,000.
- 2) Small purchase procedures do apply to all FSC group 70 procurements.

1109-9 Type - correct "1107-9"

1109-18 See comment on 1101-(b)

Comments re FPMR 101.35.2

101.35.200-1(d) Add A-94 to list of cited OMB circulars.

101.35.201 See comments on FPR 1-4.1109-18 and 1-4.1101(b).

101.35.202 Same comments re software as in FPR 1-4.1102.2.

101.35.204 May require significant additional resources in ADP procurement. New coordination requirements.